IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY NINTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 25100 of 2000

Between:

Akhil Bharatiya Adivasi Vikash Parishad A.P. Branch, Regd.No. 49/97-68, Recognised by the Government of India, Rep. by its General Secretary, M. Simhachalam S/o. Sambaiah, 26 years, R/o. Ramabhadrapuram village, Jiyyamma valasa Mandal, Vizayanagaram District.

..... PETITIONER

AND

1 The Government of A.P., Rep. by its Principal Secretary, Social Welfare Department,
Secretariat Buildings, Hyderabad.
2 The District Collector,
Srikakulam, Srikakulam District.
3 The Project Officer,
I.T.D.A. Seethampet, Srikakulum.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ or Order or Direction more particularly one in the nature of writ of MANDAMUS declaring that the impugned Memo.No.22427/CV.2/93 dated 03-05-1999 as arbitrary and illegal and violative of the Constitution (Scheduled Tribes) Order, 1950 and consequently declare that 'Bentho oriya' caste is not an independent and distinct tribe and pass such further order or orders as deem fit and proper in the circumstances of the case.

Counsel for the Petitioner:MR.KOTA BHASKARA RAO

Counsel for the Respondent Nos.1 to 3: GP FOR SOCIAL WELFARE

The Court made the following Oral Order: (per Sri Devinder Gupta, CJ)

None for the petitioner. It appears that the petitioner is not interested in prosecuting the petition. The writ petition is accordingly dismissed for non-prosecution. No costs.

_____ DEVINDER GUPTA, CJ

Date: 29th November, 2004

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G. ROHINI, J

Pnb

To

1. The Government of A.P., Rep. by its Principal Secretary, Social Welfare Department, Secretariat Buildings, Hyderabad.

2. The District Collector,
Srikakulam, Srikakulam District.

3. The Project Officer,
I.T.D.A. Seethampet, Srikakulum.

4. Two C.Cs. to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad. (OUT)

5. Two C.D. copies